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EDO SOA AND THE

8 Counsel for Defendant VILLEGAS ROBLES

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10
11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13
14 SAN JOSE DIVISION

15
16 UNITED STATES OF AMERICA,) No. CR-04-20027 RMW
17 Plaintiff,) STIPULATION AND [PROPOSED]
18 vs.) ORDER VACATING MARCH 18, 2013,
19 MARIO VILLEGAS ROBLES,) STATUS HEARING AND TERMINATING
20 Defendant.) SUPERVISED RELEASE

21
22 **STIPULATION**

23
24 Defendant Mario Villegas-Robles, by and through Assistant Federal Public Defender
25 Varell L. Fuller, and the United States, by and through Assistant United States Attorney Joseph
26 Fazioli, hereby stipulate that, with the Court's approval: (1) the status hearing currently set for
Monday, March 18, 2012, at 9:00 a.m., shall be vacated; and (2) the defendant's supervised
release shall be terminated, based upon his stipulated admission to Charge One of the Form 12,
waiver of revocation hearing in accord with Fed. R. Crim. P. 32.1, the defendant's successful
participation in drug treatment, and the joint request of the parties.

In support of this request, Mr. Villegas-Robles waives his right to a revocation hearing in

1 accord with Fed. R. Crim. P. 32.1, and hereby stipulates and admits as follows:

On December 4, 2012, during a home contact, the defendant submitted a drug test, Specimen Number C01288260, which tested presumptive positive for amphetamines and methamphetamine, in violation of standard condition number seven that the defendant refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substances or any paraphernalia related to a controlled substance, except as prescribed by a physician.

8 The parties further stipulate that Mr. Villegas-Robles's term of supervised release would
9 have expired on January 13, 2013, but for the December 4, 2012, violation, and the defendant has
10 made significant progress in substance abuse treatment since the violation and is presently
11 participating in community based services. Accordingly, the parties jointly request, based upon
12 Mr. Villegas-Robles's admission to Charge One and waiver of revocation hearing, that the Court
13 terminate Mr. Villegas Robles's term of supervision and vacate the March 18, 2013, hearing
14 date.

15 || IT IS SO STIPULATED.

16 | Dated: March 8, 2013

/s/
VARELL L. FULLER
Assistant Federal Public Defender

Dated: March 8, 2013

/s/

23 | Dated: March 8, 2013

JUAN RAMIREZ
United States Probation Officer

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2 Dated: 3.8.13
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Mario Robles
Mario Villegas Robles
Defendant

[Proposed] ORDER

GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY ORDERED that: (1) the status hearing set for March 18, 2013, is hereby vacated; and (2) based upon the defendant's stipulated admission to Count One of the Form 12 and waiver of his right to a revocation hearing in accord with Fed. R. Crim. P. 32.1, the defendant's supervised release is hereby terminated.

IT IS SO ORDERED..

Dated: HFI BPH

Ronald M. Whyte

The Honorable Ronald M. Whyte
United States District Court Judge